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UNIT		Voluntary Petition		
NORTHERN DISTRICT OF ILLINO EASTERN DIVISION (CHICAGO)			-	voluntary i cution
Name of Debtor (if individual, enter Last, First, N Whitney, Joseph E.	Middle):		Name of Joint Debtor (Spouse) (Last, First, M	iddle):
All Other Names used by the Debtor in the last (include married, maiden, and trade names):	8 years		All Other Names used by the Joint Debtor in th (include married, maiden, and trade names):	e last 8 years
Last four digits of Soc. Sec./Complete EIN or o state all): xxx-xx-6699	ther Tax I.D. No. (if m	nore than one,	Last four digits of Soc. Sec./Complete EIN or c state all):	other Tax I.D. No. (if more than one,
Street Address of Debtor (No. and Street, City, <b>8620 King Dr.</b> Chicago, IL	and State):		Street Address of Joint Debtor (No. and Street	, City, and State):
		ZIP CODE <b>60619</b>		ZIP CODE
County of Residence or of the Principal Place of <b>Cook</b>	of Business:		County of Residence or of the Principal Place	of Business:
Mailing Address of Debtor (if different from street	et address):		Mailing Address of Joint Debtor (if different from	n street address):
		ZIP CODE		ZIP CODE
Location of Principal Assets of Business Debto	r (if different from stre	eet address above):	1	
				ZIP CODE
Type of Debtor (Form of Organization)	(Checl     Health Care Bu     Single Asset R     in 11 U.S.C. §     Railroad     Stockbroker     Commodity Bru     Clearing Bank     Other     Tax-Exe     (Check bo)     Debtor is a tax- under Title 26	teal Estate as defined 101(51B) oker	Chapter 13	
Filing Fee (Che	eck one box)		Check one box: Chapter 11	Debtors
Full Filing Fee attached  Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.  Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.  Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D).  Check if:  Debtor's aggregate noncontigent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000.  Check all applicable boxes:  A plan is being filed with this petition  Acceptances of the plan were solicited prepetition from one or more classes				
Statistical/Administrative Information	1		of creditors, in accordance with 11 U.S.C	
Debtor estimates that funds will be available Debtor estimates that, after any exempt puthere will be no funds available for distributions. Estimated Number of Creditors	ble for distribution to u roperty is excluded ar ution to unsecured cre	nd administrative expen editors.	ses paid,	
1- 50- 100- 200- 49 99 199 999 ✓			25,001- 50,001- OVER 50,000 100,000 100,000	
\$\sum \\$10,000 to \\\$10,000	\$100,000 to \$1 million	\$1 million to \$100 million	More than \$100 million	
Estimated Debts  \$\Bigcup \\$0 to \$55,000 \tag{\$50,000 to } \$100,000	\$100,000 to \$1 million	\$1 million to \$100 million	More than \$100 million	

Case 07-10199 Doc 1 Filed 06/07/07 Entered 06/07/07 11:15:12 Desc Main Document Page 2 of 36 (Official Form 1) (04/07) FORM B1, Page 2 Name of Debtor(s): Joseph E. Whitney **Voluntary Petition** (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None Location Where Filed: Case Number: Date Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: None District: Relationship: Judae: Exhibit B Exhibit A (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts.) 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) I, the attorney for the petitioner named in the foregoing petition, declare that I have of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by Exhibit A is attached and made a part of this petition. 11 U.S.C. § 342(b). /s/ Mark R. Schottler 06/07/2007 Mark R. Schottler Date **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition.  $\overline{\mathbf{A}}$ No. **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding (in a federal or state court) in this District, or the interests of the parties will be served in regard to the relief sought in this District. Statement by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the

petition.

Case 07-10199 Doc 1 Filed 06/07/07 Entered 06/07/07 11:15:12 Desc Main Page 3 of 36 Document (Official Form 1) (04/07) FORM B1, Page 3 Name of Debtor(s): Joseph E. Whitney **Voluntary Petition** (This page must be completed and filed in every case) **Signatures** Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this petition is I declare under penalty of perjury that the information provided in this petition is true true and correct. and correct, that I am the foreign representative of a debtor in a foreign proceeding, [If petitioner is an individual whose debts are primarily consumer debts and has and that I am authorized to file this petition. chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under (Check only one box.) each such chapter, and choose to proceed under chapter 7. I request relief in accordance with chapter 15 of title 11, United States Code. [If no attorney represents me and no bankruptcy petition preparer signs the Certified copies of the documents required by 11 U.S.C. § 1515 are attached. petition] I have obtained and read the notice required by 11 U.S.C. § 342(b). I request relief in accordance with the chapter of title 11, United States Code, Pursuant to 11 U.S.C. § 1511, United States Code, I request relief in specified in this petition. accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached. X /s/ Joseph E. Whitney Joseph E. Whitney (Signature of Foreign Representative) (Printed Name of Foreign Representative) Telephone Number (If not represented by an attorney) 06/07/2007 (Date) Date Signature of Attorney Signature of Non-Attorney Bankruptcy Petition Preparer I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as X /s/ Mark R. Schottler defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and Mark R. Schottler have provided the debtor with a copy of this document and the notices and Bar No. 6238871 information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have Schottler & Associates given the debtor notice of the maximum amount before preparing any document 10 S. LaSalle for filing for a debtor or accepting any fee from the debtor, as required in that **Suite 3410** section. Official Form 19B is attached. Chicago, IL 60603 Phone No. (312) 236-7200 Fax No. \_\_\_\_ Printed Name and title, if any, of Bankruptcy Petition Preparer 06/07/2007 Date Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. Address

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X	,
-	Printed Name of Authorized Individual
	Title of Authorized Individual
	Date

X

Signature of bankruptcy petiton preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

Official Form 1, Exhibit D (10/06)

#### Document Page 4 of 36 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE:	Joseph E. Whitney	Case No.	
			(if known)

Debtor(s)

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services
provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit couseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

Official Form 1, Exhibit D (10/06)

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE:	Joseph E. Whitney	Case No.	
			(if known)

Debtor(s)

## EXHIBIT D. INDIVIDUAL DERTOP'S STATEMENT OF COMPLIANCE WITH

CREDIT COUNSELING REQUIREMENT  Continuation Sheet No. 1
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilites.);
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
Active military duty in a military combat zone.
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.
Signature of Debtor: /s/ Joseph E. Whitney  Joseph E. Whitney
Date:06/07/2007

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Form B6A (10/05)

In re Joseph E. Whitney

Case No.	
	(if known)

### **SCHEDULE A - REAL PROPERTY**

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint Or Community	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption	Amount Of Secured Claim
7029 S. Michigan 2 Flat	Fee Simple	-	\$290,000.00	\$296,700.80
9542 South Calumet Ave. Single Family Home	Fee Simple	-	\$190,000.00	\$207,813.00
3309 Graine, Matteson, IL Single Family Home	Fee Simple	-	\$155,000.00	\$169,247.00

Total: \$635,000.00

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Form B6B (10/05)

In re Joseph E. Whitney

Case No.	
	(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

	_			
Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
1. Cash on hand.	х			
2. Checking, savings or other financial accounts, certificates of deposit,		Checking account @ Chase Bank	-	\$800.00
or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Checking account @ TCF Bank	-	\$1,000.00
3. Security deposits with public utilities, telephone companies, landlords, and others.	x			
4. Household goods and furnishings, including audio, video and computer equipment.		Necessary and normal household goods	-	\$600.00
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6. Wearing apparel.		Necessary and normal wearing apparel	-	\$325.00
7. Furs and jewelry.	x			
8. Firearms and sports, photographic, and other hobby equipment.	x			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	х			
10. Annuities. Itemize and name each issuer.	x			

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Form B6B-Cont. (10/05)

In re Joseph E. Whitney

Case No.	
	(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c); Rule 1007(b)).	x			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	x			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	x			
14. Interests in partnerships or joint ventures. Itemize.	x			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	x			
16. Accounts receivable.	x			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	x			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	х			

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Form B6B-Cont. (10/05)

In re Joseph E. Whitney

Case No.	
	(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			
22. Patents, copyrights, and other intellectual property. Give particulars.	x			
23. Licenses, franchises, and other general intangibles. Give particulars.	х			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		2004 Chrysler Sebring	-	\$9,000.00
26. Boats, motors, and accessories.	х			

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Form B6B-Cont. (10/05)

In re Joseph E. Whitney

Case No.	
	(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
27. Aircraft and accessories.	x			
28. Office equipment, furnishings, and supplies.	x			
29. Machinery, fixtures, equipment, and supplies used in business.	x			
30. Inventory.	x			
31. Animals.	x			
32. Crops - growing or harvested. Give particulars.	x			
33. Farming equipment and implements.	x			
34. Farm supplies, chemicals, and feed.	x			
35. Other personal property of any kind not already listed. Itemize.	x			
<u> </u>				

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Form B6C (04/07)

n	re	Joseph	E.	Whitney
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Case No.	
	(If known)

#### **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$136,875.
☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)	

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Checking account @ Chase Bank	735 ILCS 5/12-1001(b)	\$800.00	\$800.00
Checking account @ TCF Bank	735 ILCS 5/12-1001(b)	\$1,000.00	\$1,000.00
Necessary and normal household goods	735 ILCS 5/12-1001(b)	\$600.00	\$600.00
Necessary and normal wearing apparel	735 ILCS 5/12-1001(a), (e)	\$325.00	\$325.00
		\$2,725.00	\$2,725.00

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Official Form 6D (10/06)

In re Joseph E. Whitney

Case No.	
	(if known)

#### **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

☐ Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

A COT #1 2220004	HUSBAND, WIFE, JOINT, OR COMMUNITY	VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	DEDUCTING VALUE OF COLLATERAL	
ACCT #: xx0281  Chrysler Financial P.O. Box 9223  Credit Dispute Dept.  Farmington Hills, MI 48333	•	DATE INCURRED: NATURE OF LIEN: Lien on Vehicle COLLATERAL: 2004 Chrysler Sebring REMARKS:				\$11,414.00	\$2,414.00
ACCT #: xx0334 CitiFinancial Mortgage 3232 W. Royal Ln. Irving, TX 75014	-	VALUE: \$9,000.00  DATE INCURRED: NATURE OF LIEN: Mortgage COLLATERAL: 3309 Graine, Matteson, IL REMARKS:				\$135,566.00	
ACCT #: x8096  GMAC Mortgage PO Box 4622  Waterloo, IA 50704	-	VALUE: \$155,000.00  DATE INCURRED: NATURE OF LIEN: Second Mortgage COLLATERAL: 3309 Graine, Matteson, IL REMARKS:				\$33,681.00	\$14,247.00
ACCT #: xxxxxx3445 HSBC PO Box 9068 Brandon, FL 33509	-	VALUE: \$155,000.00  DATE INCURRED: NATURE OF LIEN: Mortgage COLLATERAL: 7029 S. Michigan REMARKS:				\$261,536.00	
		VALUE: \$290,000.00	+				

\_\_\_\_\_\_t\_\_continuation sheets attached

(Report also on Summary of Schedules)

report also on Statistical Summary of Certain Liabilities and Related Data)

(If applicable,

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Official Form 6D (10/06) - Cont. In re **Joseph E. Whitney** 

Case No.	
	(if known)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

CREDITOR'S NAME AND MAILING ADDRESS		, JINT,	DATE CLAIM WAS INCURRED, NATURE		۵		AMOUNT OF CLAIM	UNSECURED PORTION, IF
INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	OF LIEN, AND DESCRIPTION AND VALUE OF	CONTINGENT	UNLIQUIDATED	DISPUTED	WITHOUT DEDUCTING VALUE OF	ANY
		HUSBA	PROPERTY SUBJECT TO LIEN	ŏ	N		COLLATERAL	
ACCT #: xxxxxx4153			DATE INCURRED: NATURE OF LIEN: Second Mortgage					
HSBC PO Box 6068 Brandon, FL 33509		-	COLLATERAL: 7029 S. Michigan REMARKS:				\$35,164.80	\$6,700.80
			VALUE: \$290,000.00					
ACCT #:			DATE INCURRED: NATURE OF LIEN: Attorney for - HSBC					
Law Office of Ira T. Nevel 175 North Frnaklin Suite 201 Chicago, IL 60602		-	COLLATERAL: 7029 S. Michigan REMARKS:				Notice Only	Notice Only
			VALUE: <b>\$0.00</b>	-				
ACCT#: Pierce & Associates 1 N. Dearborn, Suite 1300 Chicago, IL 60602		-	DATE INCURRED: NATURE OF LIEN: Attorney for - Saxon Mortgage COLLATERAL: 9542 South Calumet Ave. REMARKS:				Notice Only	Notice Only
			VALUE: \$0.00					
ACCT #: xxxxxx9720			DATE INCURRED: NATURE OF LIEN:					
Saxon Mortgage Services 4708 Mercantile Dr. Ft. Worth, TX 76161-1489		-	Mortgage COLLATERAL: 9542 South Calumet Ave. REMARKS:				\$207,813.00	\$17,813.00
			VALUE: \$190,000.00					
		sheet	s attached Subtotal (Total of this	+	je) :	> [	\$242,977.80	\$24,513.80
o Schedule of Creditors Holding Secured Cl	aims		Total (Use only on last	pag	je) :	> [	\$685,174.80	\$41,174.80

(Report also on Summary of Schedules) (If applicable, report also on Statistical Summary of Certain Liabilities and Related Data) Case 07-10199 Doc 1 Filed 06/07/07 Entered 06/07/07 11:15:12 Desc Main Document Page 14 of 36

Official Form 6E (04/07)

In re Joseph E. Whitney

Case No.	
	(If Known)

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

V	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
ΤY	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations  Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case  Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals  Claims of individuals up to \$2,425* for deposits for the purchase, lease or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and Certain Other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated
	Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).
	Administrative allowances under 11 U.S.C. Sec. 330 Claims based on services rendered by the trustee, examiner, professional person, or attorney and by any paraprofessional person employed by such person as approved by the court and/or in accordance with 11 U.S.C. Secs. 326, 328, 329 and 330.
	mounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of ustment.
	Nocontinuation sheets attached

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Official Form 6F (10/06) In re **Joseph E. Whitney** 

Case No.		
•	(if known)	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxxxx4607 Account Management Service PO BOX 19617 Indianapolis, IN 46219-0617		-	DATE INCURRED: CONSIDERATION: Collecting for - St. James Hospital & Health Cente REMARKS:				\$269.39
ACCT #: xxxxxxx6303  Arnold Scott Harris P.C. 600 W. Jackson Suite 450 PO Box 5625 Chicago, IL 60608-5625		-	DATE INCURRED: CONSIDERATION: Collecting for - City of Chicago/ Parking tickets REMARKS:				\$50.00
ACCT #: xxxxx5884  Bally Total Fitness 12440 E. Imperial Suite 3  Norwalk, CA 90650		-	DATE INCURRED: CONSIDERATION: Services REMARKS:				\$475.00
ACCT#: xxxxxxxxxxxxxx2715  Chase PO BOX 711210  Columbus, OH 43218		-	DATE INCURRED: CONSIDERATION: Overdrawn REMARKS:				Notice Only
ACCT #: xxxxxxxx9996  City of Chicago Dept. of Water 333 S. State LL10 Chicago, IL 60604		-	DATE INCURRED: CONSIDERATION: Statutory Lien REMARKS:				\$257.02
ACCT#: xxxxxx3027 ComEd Credit/Bankruptcy 2100 Swift Dr. Oak Brook, IL 60523		-	DATE INCURRED: CONSIDERATION: Utility Bills REMARKS:				\$295.88
2continuation sheets attached		(Re	Su  (Use only on last page of the completed Sch port also on Summary of Schedules and, if applicabl Statistical Summary of Certain Liabilities and Relate	To edu e, o	n tl	-  -  -  -	\$1,347.29

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Official Form 6F (10/06) - Cont. In re **Joseph E. Whitney** 

Case No.		
	(if known)	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	FINECOMIENCO	CONTINGEN	UNCIGUIDALED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xx-xx-xxx-0000  Cook County Treasurer Law Department 118 N. Clark St., Room 212 Chicago, IL 60602		-	DATE INCURRED: CONSIDERATION: Property Taxes REMARKS:					\$871.69
ACCT #: xx5983  Eldridge & Eldridge  Dental Group  2640 West 183rd Street  Homewood, IL 60430			DATE INCURRED: CONSIDERATION: Medical Bills REMARKS:					\$125.00
ACCT #: xxx9462  Mutual Hospital Services 2525 N. Shadeland Ave. Suite 101 Indianapolis, IN 42619-1794		-	DATE INCURRED: CONSIDERATION: Collecting for - St. James Hospital REMARKS:					\$269.00
ACCT #: xxxxx4389  Peoples Energy Attn: Special Projects 130 E. Randolph, 14th Flr. Chicago, IL 60601		-	DATE INCURRED: CONSIDERATION: Utility Bill REMARKS:					\$1,972.00
ACCT #: x4601 Preferred Open MRI 4200 West 63rd Street Chicago, IL 60628		-	DATE INCURRED: CONSIDERATION: Medical Bills REMARKS:					\$211.41
ACCT #: xxxxxxx0421 Sallie Mae 1002 Arthur Dr. Lynn Haven, FL 32444		-	DATE INCURRED: CONSIDERATION: Student Loan REMARKS:					Notice Only
Sheet no <b>1</b> of <b>2</b> continuation she Schedule of Creditors Holding Unsecured Nonpriority C		IS	ned to  (Use only on last page of the completed port also on Summary of Schedules and, if appli Statistical Summary of Certain Liabilities and R	Sched	Tota lule on	al: Fi	> .) e	\$3,449.10

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Official Form 6F (10/06) - Cont. In re **Joseph E. Whitney** 

Case No.		
	(if known)	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxx1132			DATE INCURRED: CONSIDERATION:				
United Collection Bureau 5620 Southwyck Blvd. Suite 206 Toledo, OH 43614		-	Collecting for - Chicago Central Emerg REMARKS:				\$43.00
Sheet no of continuation she Schedule of Creditors Holding Unsecured Nonpriority Cl			ned to Su	btot			\$43.00
Total > (Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)						\$4,839.39	

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Form B6G (10/05)

In re Joseph E. Whitney

Case No.	
Case No.	

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

☐ Check this box if debtor has no executory contracts or unexpired leases. DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT OF OTHER PARTIES TO LEASE OR CONTRACT. CONTRACT.

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Form B6H (10/05)

In re Joseph E. Whitney

Case No.	
	(if known)

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112; Fed. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.  NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

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Official Form 6I (10/06)

n re Joseph E. Whitney	Case No.	
	(if known)	

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child.

Debtor's Marital Status:	's Marital Status: Dependents of Debtor and Sp		ouse		
Single	Relationship:	Age:	Relationship	:	Age:
Flavenant	Dobton		Crosses		
Employment	Debtor		Spouse		
Occupation Name of Employer	Unemployed				
How Long Employed					
Address of Employer					
, , , , ,					
	verage or projected moi			DEBTOR	<u>SPOUSE</u>
	s, salary, and commissions	(Prorate if not paid mon	thly)	\$0.00 \$0.00	
<ol> <li>Estimate monthly ove</li> <li>SUBTOTAL</li> </ol>	nume				
4. LESS PAYROLL DED	DUCTIONS			\$0.00	
	ides social security tax if b	. is zero)		\$0.00	
b. Social Security Tax		/		\$0.00	
c. Medicare				\$0.00	
d. Insurance				\$0.00	
e. Union dues				\$0.00	
f. Retirement g. Other (Specify)				\$0.00 \$0.00	
h. Other (Specify)			<del></del>	\$0.00	
				\$0.00	
j. Other (Specify)				\$0.00	
k. Other (Specify)			<del></del>	\$0.00	
<ol><li>SUBTOTAL OF PAYE</li></ol>	ROLL DEDUCTIONS			\$0.00	
	LY TAKE HOME PAY			\$0.00	
	operation of business or p	orofession or farm (Attac	h detailed stmt)	\$0.00	
8. Income from real prop				\$0.00	
<ol> <li>Interest and dividends</li> <li>Alimony maintenance</li> </ol>	s e or support payments pa	vable to the debtor for th	e dehtor's use or	\$0.00 \$0.00	
that of dependents lis		yablo to the debter for th	0 405101 0 400 01	ψ0.00	
	vernment assistance (Spec	cify):			
40 5 ' ''				\$0.00	
<ol> <li>Pension or retirement</li> <li>Other monthly income</li> </ol>				\$0.00	
•	е (ореспу).			\$0.00	
L				\$0.00	
С				\$0.00	
14. SUBTOTAL OF LINE	S 7 THROUGH 13		_	\$0.00	
15. AVERAGE MONTHL	Y INCOME (Add amounts	shown on lines 6 and 14	<u>  </u>	\$0.00	
	GE MONTHLY INCOME: (		•		0.00
	ebtor repeat total reported	!: 4F\		mary of Schedules a	

on Statistical Summary of Certain Liabilities and Related Data)

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: None.

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Official Form 6J (10/06)

IN RE: Joseph E. Whitney CASE NO

CHAPTER 7

### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at ti payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.	me case filed. Prorate any
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate so labeled "Spouse."	chedule of expenditures
Rent or home mortgage payment (include lot rented for mobile home)     a. Are real estate taxes included? ☐ Yes ☑ No     b. Is property insurance included? ☐ Yes ☑ No	
2. Utilities: a. Electricity and heating fuel b. Water and sewer c. Telephone d. Other:	\$100.00
3. Home maintenance (repairs and upkeep) 4. Food 5. Clothing 6. Laundry and dry cleaning 7. Medical and dental expenses 8. Transportation (not including car payments) 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions	\$300.00 \$50.00 \$20.00 \$50.00 \$100.00
11. Insurance (not deducted from wages or included in home mortgage payments)  a. Homeowner's or renter's  b. Life  c. Health  d. Auto  e. Other:	
12. Taxes (not deducted from wages or included in home mortgage payments)  Specify:	
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan) a. Auto: b. Other: c. Other: d. Other:	
<ul> <li>14. Alimony, maintenance, and support paid to others:</li> <li>15. Payments for support of add'l dependents not living at your home:</li> <li>16. Regular expenses from operation of business, profession, or farm (attach detailed statement)</li> <li>17.a. Other:</li> <li>17.b. Other:</li> </ul>	
<ul> <li>18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)</li> <li>19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following document: None.</li> </ul>	\$620.00 ng the filing of this
20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I b. Average monthly expenses from Line 18 above c. Monthly net income (a. minus b.)	\$0.00 \$620.00 (\$620.00)

Official Form 6 - Summary (10/06)

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Joseph E. Whitney CASE NO

CHAPTER 7

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$635,000.00		
B - Personal Property	Yes	4	\$11,725.00		
C - Property Claimed as Exempt	Yes	1		ı	
D - Creditors Holding Secured Claims	Yes	2		\$685,174.80	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		\$4,839.39	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$0.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$620.00
	TOTAL	16	\$646,725.00	\$690,014.19	

Official Form 6 - Statistical Summary (10/06)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Joseph E. Whitney CASE NO

CHAPTER 7

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11, or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E) (whether disputed or undisputed)	\$0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E)	\$0.00
Student Loan Obligations (from Schedule F)	\$0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$0.00
TOTAL	\$0.00

#### State the following:

otato the renewing.			
Average Income (from Schedule I, Line 16)	\$0.00		
Average Expenses (from Schedule J, Line 18)	\$620.00		
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	\$1,309.33		

#### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$41,174.80
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$0.00	
Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$0.00
Total from Schedule F		\$4,839.39
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$46,014.19

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Official Form 6 - Declaration (10/06) In re **Joseph E. Whitney** 

## DECLARATION CONCERNING DEBTOR'S SCHEDULES DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have re	ead the foregoing summary and schedules, consisting of	18
sheets, and that they are true and correct to the bes	summary page as attached plus 2.)	
Date <u>06/07/2007</u>	Signature /s/ Joseph E. Whitney  Joseph E. Whitney	
Date	Signature	
	[If joint case, both spouses must sign.]	

Official Form 7 (04/07)

# Document Page 25 of 36 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

n re:	Joseph E. Whitney	Case No.	
			(if known)

		(if known)	
		STATEMENT OF FINANCIAL AFFAIRS	
None	1. Income from employment or operation of business  State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)		
	AMOUNT \$22,199.00	SOURCE 2006- Employment	
	\$42,902.00	2005 - Employment	
None	State the amount of income two years immediately prec separately. (Married debtor	from employment or operation of business e received by the debtor other than from employment, trade, profession, or operation of the debtor deding the commencement of this case. Give particulars. If a joint petition is filed, state income for sfiling under chapter 12 or chapter 13 must state income for each spouse whether or not a joint parated and a joint petition is not filed.)	r each spouse
	AMOUNT	SOURCE	
	\$996.00	2007- Unemployment	
	\$6,175.00	2006- Unemployment	
	3. Payments to credit	tors	
	Complete a. or b., as appr	ropriate, and c.	
None	debts to any creditor made constitutes or is affected by account of a domestic supp credit counseling agency. (	r(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or s within 90 days immediately preceding the commencement of this case if the aggregate value of all v such transfer is not less than \$600. Indicate with an asterisk (*) any payments that were made to cort obligation or as part of an alternative repayment schedule under a plan by an approved nonpre (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both sposs the spouses are separated and a joint petition is not filed.)	I property that a creditor on ofit budgeting and
None	preceding the commencements, 475. (Married debtors file	e not primarily consumer debts: List each payment or other transfer to any creditor made within 90 nent of the case if the aggregate value of all property that constitutes or is affected by such transfer illing under chapter 12 or chapter 13 must include payments and other transfers by either or both spunless the spouses are separated and a joint petition is not filed.)	r is not less than
None	who are or were insiders. (	ments made within one year immediately preceding the commencement of this case to or for the be (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spounless the spouses are separated and a joint petition is not filed.)	
N. 1.	4. Suits and administ	trative proceedings, executions, garnishments and attachments	
None	bankruptcy case. (Married	strative proceedings to which the debtor is or was a party within one year immediately preceding the debtors filing under chapter 12 or chapter 13 must include information concerning either or both spunless the spouses are separated and a joint petition is not filed.)	

CAPTION OF SUIT AND

CASE NUMBER

NATURE OF PROCEEDING

AND LOCATION

DISPOSITION

Saxon Mortgage 06 CH 23229

Foreclosure

COURT OR AGENCY

AND LOCATION

DISPOSITION

Judgment

Jospeh Whitney

Official Form 7 - Cont. (04/07)

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Joseph E. Whitney	Case No.	
			(if Imauun)

				(II KHOWH)	
	STATEMENT OF FINANCIAL AFFAIRS  Continuation Sheet No. 1				
	HSBC Mortgage 06 CH 19900	Foreclosure	Cook County	Judgment	
	Joseph Whitney				
None		debtors filing under chapter 1	12 or chapter 13 must inclu	process within one year immediately preceding de information concerning property of either or petition is not filed.)	
	5. Repossessions, foreclosures	and returns			
None ☑	to the seller, within one year immediately p	receding the commencemen	t of this case. (Married del	rough a deed in lieu of foreclosure or returned otors filing under chapter 12 or chapter 13 must filed, unless the spouses are separated and a	
	6. Assignments and receivership	os			
√ V	a. Describe any assignment of property fo	r the benefit of creditors mad chapter 13 must include any		tely preceding the commencement of this case. oth spouses whether or not a joint petition is	
None		otors filing under chapter 12 o	or chapter 13 must include	I within one year immediately preceding the information concerning property of either or both on is not filed.)	
	7. Gifts				
None	List all gifts or charitable contributions mad gifts to family members aggregating less the	nan \$200 in value per individ chapter 12 or chapter 13 mu	ual family member and cha ust include gifts or contribut	ement of this case except ordinary and usual critable contributions aggregating less than \$100 ions by either or both spouses whether or not a	
	B. Losses				
None	List all losses from fire, theft, other casualty commencement of this case. (Married deb a joint petition is filed, unless the spouses a	tors filing under chapter 12 c	or chapter 13 must include	e commencement of this case or since the losses by either or both spouses whether or not	
	9. Payments related to debt coun	seling or bankruptcy			
None	List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.				
		DATE OF	F PAYMENT,		
	NAME AND ADDRESS OF DAVE		F PAYER IF AM	OUNT OF MONEY OR DESCRIPTION	

NAME AND ADDRESS OF PAYEE **Schottler & Associates** 10 S. LaSalle **Suite 3410** Chicago, IL 60603

OTHER THAN DEBTOR 05/16/2007

AND VALUE OF PROPERTY \$1,000.00

Official Form 7 - Cont. (04/07)

# Document Page 27 of 36 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

n re:	Joseph E. Whitney	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 2

N	n	n	۵

#### 10. Other transfers

....

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

None

List all property owned by another person that the debtor holds or controls.

#### 15. Prior address of debtor

None

If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

Official Form 7 - Cont. (04/07)

## Document Page 28 of 36 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

n re:	Joseph E. Whitney	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 3

1	7	Fn	viro	nme	ntal	Inf	form	ation

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material.

Indicate the governmental unit to which the notice was sent and the date of the notice.

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

Official Form 7 - Cont. (04/07)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re: Joseph E. Whitney Case No. (if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 4

declare under penalty of perjury that I have read the answer	rs contained in th	e foregoing statement of financial affairs and any
Date <u>06/07/2007</u>	Signature of Debtor	/s/ Joseph E. Whitney Joseph E. Whitney
Date	Signature of Joint Debtor (if any)	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. Sections 152 and 3571

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Official Form 8 (10/05)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Joseph E. Whitney CASE NO

CHAPTER 7

#### **CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION**

✓ I have filed a schedule of ass	ets and liabilities which includes consur	mer debts secu	red by propert	ty of the estate.	
☐ I have filed a schedule of exe	cutory contracts and unexpired leases	which includes	personal prop	erty subject to an	unexpired lease.
☑ I intend to do the following wi	th respect to the property of the estate	which secures t	hose debts or	is subject to a lea	se:
Description of Secured Property	Creditor's Name	Property will be surrendered	Property is claimed as exempt	Property will be redeemed pursuant to 11 U.S.C. § 722	Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c)
2004 Chrysler Sebring	Chrysler Financial P.O. Box 9223 Credit Dispute Dept. Farmington Hills, MI 48333 xx0281	☑			
3309 Graine, Matteson, IL	CitiFinancial Mortgage 3232 W. Royal Ln. Irving, TX 75014 xx0334	V			
3309 Graine, Matteson, IL	GMAC Mortgage PO Box 4622 Waterloo, IA 50704 x8096	$\square$			
7029 S. Michigan	HSBC PO Box 9068 Brandon, FL 33509 xxxxxx3445	V			
7029 S. Michigan	HSBC PO Box 6068 Brandon, FL 33509 xxxxxx4153	<b>☑</b>			
9542 South Calumet Ave.	Saxon Mortgage Services 4708 Mercantile Dr. Ft. Worth, TX 76161-1489 xxxxxx9720	V			
Description of Leased Property	Lessor's Name	Lease will I assumed purs to 11 U.S.( § 362(h)(1)	suant C.		

None

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Official Form 8 (10/05)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Joseph E. Whitney CASE NO

CHAPTER 7

#### **CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION**

Date	06/07/2007	Signature /s/ Joseph E. Whitney
		Joseph E. Whitney
Date		Signature
Date		Signature

B201 (04/09/06)

#### Document Page 32 of 36 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Joseph E. Whitney

## NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days BEFORE the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

## <u>Chapter 7:</u> Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299) 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to preceded under shorter 7. If your income is greater than the median income for your state of residence and family size in

to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

## <u>Chapter 13:</u> Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under Chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

B201 (04/09/06)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

Page 2

IN RE: Joseph E. Whitney

Phone: (312) 236-7200

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of Compliance with § 342(b) of the Bankruptcy Code

l,	Mark R. Schottler	, counsel for Debtor(s), hereby certify that I delivered to the Debtor(s) the Notice
required by § 342(b) of the Bankruptcy Code.		
/s/ Mark	R. Schottler	
Mark R.	Schottler, Attorney for Debtor(s)	
Bar No.:	6238871	
Schottle	r & Associates	
10 S. La	Salle	
Suite 34	10	
Chicago	II 60603	

#### **Certificate of the Debtor**

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Joseph E. Whitney	X /s/ Joseph E. Whitney	06/07/2007	
	Signature of Debtor	Date	
Printed Name(s) of Debtor(s)	X		
Case No. (if known)	Signature of Joint Debtor (if any)	Date	

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Joseph E. Whitney CASE NO

CHAPTER 7

	DISCLOSURE OF CO	MPENSATION OF ATTO	RNEY FOR DEBIOR
1.	Pursuant to 11 U.S.C. § 329(a) and Fed. Ban that compensation paid to me within one year services rendered or to be rendered on behal is as follows:	before the filing of the petition in b	ankruptcy, or agreed to be paid to me, for
	For legal services, I have agreed to accept:		\$1,000.00
	Prior to the filing of this statement I have rece	ived:	\$1,000.00
	Balance Due:		<u>\$0.00</u>
2.	The source of the compensation paid to me w  Debtor  Other	vas: (specify)	
3.	The source of compensation to be paid to me	is: (specify)	
4.	I have not agreed to share the above-dis associates of my law firm.	closed compensation with any othe	er person unless they are members and
	☐ I have agreed to share the above-disclos associates of my law firm. A copy of the compensation, is attached.		
5.	In return for the above-disclosed fee, I have a a. Analysis of the debtor's financial situation, bankruptcy; b. Preparation and filing of any petition, sche c. Representation of the debtor at the meeting	and rendering advice to the debtor	in determining whether to file a petition in which may be required;
3.	By agreement with the debtor(s), the above-d	isclosed fee does not include the fo	ollowing services:
		CERTIFICATION	
	I certify that the foregoing is a complete starepresentation of the debtor(s) in this bankrup		gement for payment to me for
	06/07/2007	/s/ Mark R. Schottler	
	Date	Mark R. Schottler Schottler & Associates 10 S. LaSalle Suite 3410 Chicago, IL 60603 Phone: (312) 236-7200	Bar No. 6238871

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IN RE: Joseph E. Whitney CASE NO

CHAPTER 7

#### **VERIFICATION OF CREDITOR MATRIX**

	The above named	Debtor hereby	verifies that the	attached list of	creditors is true	and correct to the	e best of h	is/her
knov	vledge.							

Date	06/07/2007	Signature /s/ Joseph E. Whitney  Joseph E. Whitney
Date		Signature

 $\underset{\text{Debtor(s):}}{\text{Case 07-10199}}$ 

Filed 06/07/07 Document

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Account Management Service

PO BOX 19617

Indianapolis, IN 46219-0617

GMAC Mortgage PO Box 4622 Waterloo, IA 50704 United Collection Bureau 5620 Southwyck Blvd. Suite 206 Toledo, OH 43614

Arnold Scott Harris P.C. 600 W. Jackson Suite 450 PO Box 5625

Chicago, IL 60608-5625

PO Box 9068 Brandon, FL 33509

**HSBC** 

Bally Total Fitness 12440 E. Imperial Suite 3 Norwalk, CA 90650 HSBC PO Box 6068 Brandon, FL 33509

Chase PO BOX 711210 Columbus, OH 43218 Law Office of Ira T. Nevel 175 North Frnaklin Suite 201 Chicago, IL 60602

Chrysler Financial P.O. Box 9223 Credit Dispute Dept. Farmington Hills, MI 48333 Mutual Hospital Services 2525 N. Shadeland Ave. Suite 101 Indianapolis, IN 42619-1794

CitiFinancial Mortgage 3232 W. Royal Ln. Irving, TX 75014 Peoples Energy Attn: Special Projects 130 E. Randolph, 14th Flr. Chicago, IL 60601

City of Chicago Dept. of Water 333 S. State LL10 Chicago, IL 60604 Pierce & Associates 1 N. Dearborn, Suite 1300 Chicago, IL 60602

ComEd Credit/Bankruptcy 2100 Swift Dr. Oak Brook, IL 60523 Preferred Open MRI 4200 West 63rd Street Chicago, IL 60628

Cook County Treasurer Law Department 118 N. Clark St., Room 212 Chicago, IL 60602 Sallie Mae 1002 Arthur Dr. Lynn Haven, FL 32444

Eldridge & Eldridge Dental Group 2640 West 183rd Street Homewood, IL 60430 Saxon Mortgage Services 4708 Mercantile Dr. Ft. Worth, TX 76161-1489